

Billy Lee Lisenby, Jr., a/k/a Malik Al-Shabazz,)	C/A No.: 1:11-1442-DCN-SVH
)	
Petitioner,)	
)	REPORT AND RECOMMENDATION
vs.)	
)	
Warden, Lee Correctional Institution,)	
)	
Respondent.)	
)	

On March 21, 2012, the court ordered Petitioner to advise whether he wished to continue with the case by April 4, 2012. [Entry #40]. Petitioner has filed no response. As such, it appears to the court that he does not oppose the motion and wishes to abandon this action. Based on the foregoing, the undersigned recommends this action be dismissed with prejudice for failure to prosecute. *See Davis v. Williams*, 588 F.2d 69, 70 (4th Cir. 1978); Fed. R. Civ. P. 41(b).

IT IS SO RECOMMENDED.

A handwritten signature in black ink that reads "Shiva V. Hodges". The script is cursive and fluid, with the first letters of each name being capitalized and prominent.

April 10, 2012
Columbia, South Carolina

Shiva V. Hodges
United States Magistrate Judge